

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JAY ANGEL DESARDEN,
Petitioner

v.

JAMES MCGRADY, et al.,
Respondents

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CIVIL NO. 3:12-CV-1134

(JUDGE NEALON)

(MAGISTRATE JUDGE BLEWITT)

ORDER

NOW, THIS 1st DAY OF FEBRUARY, 2013, for the reasons set forth in the
Memorandum issued this date, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation (Doc. 11) is **ADOPTED**;
2. The habeas corpus petition (Doc. 1) is **DISMISSED with prejudice**;
3. The Clerk of Courts is directed to **CLOSE** this case; and
4. There is no basis for a certificate of appealability. See 28 U.S.C. § 2253.



United States District Judge

**FILED
SCRANTON**

FEB 01 2013

PER



DEPUTY CLERK